

Appendix E



Linda S. Adams
Secretary for
Environmental Protection

California Regional Water Quality Control Board San Diego Region

Over 50 Years Serving San Diego, Orange, and Riverside Counties
Recipient of the 2004 Environmental Award for Outstanding Achievement from USEPA



Arnold Schwarzenegger
Governor

9174 Sky Park Court, Suite 100, San Diego, California 92123-4353
(858) 467-2952 • Fax (858) 571-6972
[http:// www.waterboards.ca.gov/sandiego](http://www.waterboards.ca.gov/sandiego)

CERTIFIED MAIL – RETURN RECEIPT REQUESTED
7005 1820 0005 4392 3368

In The Matter Of: NOTICE OF VIOLATION
No. R9-2006-0133

Compliance with: Order 97-11, General Waste Discharge Requirements for Post-Closure Maintenance of Inactive Hazardous and Nonhazardous Waste Landfills within the San Diego Region

Technical Change Order No.T-1 to Monitoring and Reporting Program No. 97-11 for Post-Closure Maintenance of Inactive Landfills Containing Hazardous and Nonhazardous Wastes within the San Diego Region

Date: December 6, 2006

Mr. William Dos Santos
San Diego Unified School District
4860 Ruffner Street
San Diego, CA 92111-1522

In Reply Refer to:
LDU:06-0916.02:bmcdaniel

Dear Mr. Dos Santos:

YOU ARE HEREBY NOTIFIED OF THE FOLLOWING VIOLATION:

Failure to submit semiannual monitoring reports in accordance with Order No. 97-11.

Failure to submit electronic copies of semiannual monitoring reports in accordance with Technical Change Order No. T-1 to Order No. 97-11.

On June 14, 2000 the San Diego Unified School District was named as the "discharger" for purposes of complying with California Regional Water Quality Control Board (Regional Board) Order No. 97-11. It is the duty of the San Diego Unified School District to comply with the requirements of Regional Board Order 97-11 (including required reports for groundwater monitoring data). The San Diego Unified School District must provide the Regional Board with all written reports necessary to comply with Waste Discharge Requirements (Order 97-11 and addenda thereto) issued for the landfill located beneath the Bell Junior High School.

California Environmental Protection Agency

To date you have failed to comply with the following monitoring and reporting requirements for this facility:

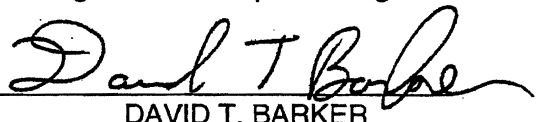
- 1). Reporting Requirement E.8 of Order No. 97-11 requiring the discharger to establish and maintain a ground water detection monitoring program.
- 2). Sections D. and E. of Monitoring and Reporting Program No. 97-11(as modified by Addendum 1 to Order No. 97-11) requiring the submittal of ground water monitoring reports to the Regional Board Executive Officer.

The violations cited above are serious and may result in further enforcement action against your agency, including a civil liability being administratively implemented by the Regional Board under authority of Section 13350 or 13268 of the California Water Code (CWC). The CWC provides that any person who violates any waste discharge requirements issued, reissued, or amended by this Regional Board may be subject to administrative civil liability up to 1,000 dollars per day of the violation. The Superior Court may impose civil liability of up to 5,000 dollars per day of the violation. I strongly urge your compliance with Order 97-11.

Questions pertaining to the issuance of this Notice of Violation should be directed to Mr. Brian McDaniel at (858) 627-3927. Written correspondence pertaining to this Notice of Violation should be directed to the following address:

Executive Officer
California Regional Water Quality Control Board
San Diego Region
9174 Sky Park Court, Suite 100
San Diego, California 92123
Attn: Mr. John Odermatt, Supervisor Land Discharge Unit

In the heading portion of this Notice of Violation after "In Reply Refer to:" includes a Regional Board code number. In order to assist us in the processing of your correspondence please include this code number in the heading or subject line portion of all correspondence and reports to the Regional Board pertaining to this matter.


DAVID T. BARKER
Supervising Water Resources Control Engineer

DTB:jro:bkm

cc: Ms. Vicky Gallagher, City of San Diego Solid Waste Local Enforcement Agency (LEA),
1010 Second Avenue, Suite 600, MS 606L, San Diego, CA 92101-4998